

NOT FOR PUBLICATION

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

FILED

MAY 02 2008

MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

UNITED STATES OF AMERICA,

Plaintiff - Appellee,

v.

PAUL EDWARD CRAWFORD,

Defendant - Appellant.

No. 07-30453

D.C. No. CR-05-00028-DWM-2

MEMORANDUM^{*}

Appeal from the United States District Court
for the District of Montana
Donald W. Molloy, District Judge, Presiding

Submitted April 22, 2008^{**}

Before: GRABER, FISHER, and BERZON, Circuit Judges

Paul Crawford appeals the sentence imposed upon revocation of his supervised release. He contends that the district court's judicial fact findings in

^{*} This disposition is not appropriate for publication and is not precedent except as provided by 9th Cir. R. 36-3.

^{**} The panel unanimously finds this case suitable for decision without oral argument. *See* Fed. R. App. P. 34(a)(2).

support of the revocation sentence violated the Sixth Amendment. As Crawford acknowledges, this contention is foreclosed by *United States v. Huerta-Pimental*, 445 F.3d 1220 (9th Cir.), *cert. denied*, 127 S. Ct. 545 (2006).

AFFIRMED.